

FILED

SEP 26 2007

CLERK
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

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Attorneys for the United States

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.
Dinh Canh Tran, and
Hung Ngoc Nguyen
Defendant.

CRIMINAL NO. CR07-70575 PVT

NOTICE OF PROCEEDINGS ON
OUT-OF-DISTRICT CRIMINAL
CHARGES PURSUANT TO RULES
5(c)(2) AND (3) OF THE FEDERAL RULES
OF CRIMINAL PROCEDURE

Please take notice pursuant to Rules 5(c)(2) and (3) of the Federal Rules of Criminal
Procedure that on 9/26/07, the above-named defendant was arrested based upon an
arrest warrant (copy attached) issued upon an

☒ Indictment ☐ Information ☐ Criminal Complaint ☐ Other _____
pending in the Central District of CA, Case Number SA CR07-192

In that case, the defendant is charged with a violation(s) of Title(s) 21 United States Code,
Section(s) 846, 841(a)(1), 182(a).

Description of Charges: conspiracy to distribute cocaine; possession with
intent to distribute cocaine; distribution of
cocaine; aiding and abetting.

Date: 9/26/07

Respectfully Submitted,
SCOTT SCHOOLS
UNITED STATES ATTORNEY
Chin L. Chin
Assistant U.S. Attorney

COPI
UNDER SEAL

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8 UNITED STATES DISTRICT COURT
9 FOR THE CENTRAL DISTRICT OF CALIFORNIA
10 October 2006 Grand Jury

11 UNITED STATES OF AMERICA,) SA CR 07-
12)
13 Plaintiff,) I N D I C T M E N T
14)
15 v.) [21 U.S.C. § 846: Conspiracy to
16 DINH CANH TRAN, and) Distribute, Possess with Intent
17 HUNG NGOC NGUYEN,) to Distribute Cocaine; 21 U.S.C.
18) § 841(a)(1): Distribution of
19) Cocaine; 21 U.S.C. § 841(a)(1):
20 Defendants.) Possession with Intent to
21) Distribute Cocaine;
22) 18 U.S.C. § 2(a): Aiding and
23) Abetting]

24 The Grand Jury charges:

25 COUNT ONE

26 [21 U.S.C. § 846]

27 A. OBJECT OF THE CONSPIRACY

28 Beginning on a date unknown to the Grand Jury and continuing
to on or about April 5, 2007, in Orange County, within the
Central District of California, and elsewhere, defendants DINH
CANH TRAN ("TRAN"), and HUNG NGOC NGUYEN ("NGUYEN"), and others
known and unknown to the Grand Jury, conspired and agreed with

RCG:rcg
[Signature]

1 each other to commit offenses against the United States, namely,
2 to knowingly and intentionally distribute, and possess with the
3 intent to distribute 5 kilograms or more of a mixture or
4 substance containing a detectable amount of cocaine, in violation
5 of Title 21, United States Code, Section 841(a)(1).

6 B. MEANS BY WHICH THE OBJECTS OF THE CONSPIRACY WERE TO BE
7 ACCOMPLISHED

8 The objects of the conspiracy were to be accomplished in
9 substance as follows:

10 1. Defendant TRAN agreed to deliver cocaine to a
11 coconspirator in Orange County, California.

12 2. Defendants TRAN and NGUYEN met with the coconspirator
13 to arrange for the delivery of cocaine to that person at a
14 location in Orange County, California.

15 3. Defendants NGUYEN took possession of the
16 coconspirator's vehicle.

17 4. Defendants TRAN and NGUYEN loaded approximately 60
18 kilograms of cocaine into the coconspirator's vehicle.

19 5. Defendants TRAN and NGUYEN returned coconspirator's
20 vehicle to that person.

21 C. OVERT ACTS

22 In furtherance of the conspiracy and to accomplish the
23 objects of the conspiracy, on or about April 5, 2007, defendants
24 TRAN and NGUYEN, and others known and unknown to the Grand Jury,
25 committed various overt acts within the Central District of
26 California and elsewhere, including but not limited to the
27 following:

28 1. Defendant TRAN telephoned a coconspirator and arranged

1 to meet that person in Long Beach, California.

2 2. Defendants TRAN and NGUYEN drove to an RV park in Long
3 Beach, California, in a grey Chevrolet Tahoe ("the Tahoe").

4 3. Defendants TRAN and NGUYEN met with the coconspirator
5 at the RV park in Long Beach, California.

6 4. Defendants TRAN, NGUYEN, and the coconspirator agreed
7 to use the coconspirator's vehicle, a Chevrolet Silverado truck
8 ("the Silverado"), to transport cocaine.

9 5. Defendants TRAN and NGUYEN, in the Tahoe, and the
10 coconspirator, in the Silverado, traveled to a shopping center
11 parking lot in Anaheim, California.

12 6. Defendant NGUYEN drove the Silverado from the shopping
13 center parking lot to the StorQuest storage facility located at
14 8180 East Old Canal Road, Anaheim, California.

15 7. Defendant TRAN, driving the Tahoe, followed defendant
16 NGUYEN from the shopping center parking lot to the StorQuest
17 storage facility.

18 8. At the StorQuest storage facility, defendants TRAN and
19 NGUYEN loaded two cardboard boxes containing approximately 60
20 kilograms of cocaine into the Silverado.

21 9. Defendant NGUYEN drove the Silverado from the Storquest
22 storage facility back to the shopping center.

23 10. Defendant TRAN, driving the Tahoe, followed defendant
24 NGUYEN from the StorQuest storage facility to the shopping center
25 parking lot.

26 11. Defendant NGUYEN arrived at the shopping center parking
27 lot and wiped down the interior and exterior of the driver's cab
28 of the Silverado.

12. Defendant NGUYEN gave the coconspirator the keys to the Silverado containing the approximately 60 kilograms of cocaine.

COUNT TWO

[21 U.S.C. § 841(a)(1); 18 U.S.C. § 2(a)]

On or about April 5, 2007, in Orange County, within the Central District of California, defendants DINH CANH TRAN and HUNG NGOC NGUYEN, aiding and abetting one another, knowingly and intentionally distributed approximately 5 kilograms or more of a mixture or substance containing a detectable amount of cocaine, a schedule II controlled substance.

COUNT THREE

[21 U.S.C. § 41(a)(1); 18 U.S.C. § 2(a)]

On or about April 5, 2007, in Orange County, within the Central District of California, defendants DINH CANH TRAN and HUNG NGOC NGUYEN, aiding and abetting one another, knowingly and intentionally possessed with the intent to distribute approximately 5 kilograms or more of a mixture or substance containing a detectable amount of cocaine, a schedule II controlled substance.

A TRUE BILL

Foreperson

GEORGE S. CARDONA
United States Attorney

THOMAS P. O'BRIEN
Assistant United States Attorney
Chief, Criminal Division

WAYNE R. GROSS
Assistant United States Attorney
Chief, Santa Ana Branch Office

ORIGINAL

United States District Court

CENTRAL

DISTRICT OF

CALIFORNIA

UNITED STATES OF AMERICA

v.

HUNG NGOC NGUYEN

WARRANT FOR ARREST
ON INDICTMENT

CASE NUMBER: SA07CR00192

To: The United States Marshal or any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest HUNG NGOC NGUYEN

Name

and bring him or her forthwith to the nearest Judge/Magistrate to answer an indictment charging him or her with:

Conspiracy to Distribute, Possess with the Intent to Distribute Cocaine
Distribution of Cocaine
Possession with Intent to Distribute Cocaine
Aiding and Abetting

in violation of Title 21: 18, United States Code, Section(s) 846; 841(a)(1); 2(a)

September 25, 2007 Santa Ana,
Date and Location of Issuance California

DAVID O. CARTER
Name of Judge/Magistrate Judge

David O. Carter
Signature of Judge/Magistrate Judge

RETURN

This warrant was received and executed with the arrest of the above-named defendant at _____

DATE RECEIVED	NAME & TITLE OF ARRESTING OFFICER	SIGNATURE OF ARRESTING OFFICER
DATE OF ARREST		

COP

UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA	
United States of America, Plaintiff(s)	CASE NUMBER: 5A07CR00197
DINH CANH TRAN Defendant(s)	WARRANT FOR ARREST

TO: UNITED STATES MARSHAL AND ANY AUTHORIZED UNITED STATES OFFICER

YOU ARE HEREBY COMMANDED to arrest DINH CANH TRAN
and bring him/her forthwith to the nearest Magistrate Judge to answer a(n): ☐ Complaint ☒ Indictment
☐ Information ☐ Order of Court ☐ Violation Petition ☐ Violation Notice
charging him/her with: CONSPIRACY TO DISTRIBUTE, POSSESS WITH INTENT TO DISTRIBUTE COCAINE
DISTRIBUTION OF COCAINE
POSSESSION WITH INTENT TO DISTRIBUTE COCAINE
ADDING AND ABETTING

In violation of Title 18 USC United States Code, Section(s) 846; 841(a)(1); 2(a)

Sherri R. Carter

NAME OF ISSUING OFFICER

Clerk of Court

TITLE OF ISSUING OFFICER

SIGNATURE OF DEPUTY CLERK

9/20/07 SANTA ANA, CA
DATE AND LOCATION OF ISSUANCE

BY: ROBERT BLOCK
NAME OF JUDICIAL OFFICER

RETURN

THIS WARRANT WAS RECEIVED AND EXECUTED WITH THE ARREST OF THE ABOVE-NAMED DEFENDANT AT (LOCATION):

DATE RECEIVED

NAME OF ARRESTING OFFICER

DATE OF ARREST

TITLE

DESCRIPTIVE INFORMATION FOR DEFENDANT
CONTAINED ON PAGE TWO

SIGNATURE OF ARRESTING OFFICER

WARRANT FOR ARREST